

MAY 02 2005

Crookshanks SN 09/588,030

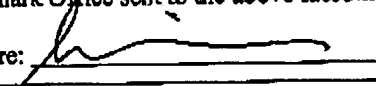
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: **Rex J. CROOKSHANKS**Atty. Docket No.: **24623-001 US REG**Application No.: **09/588,030**Examiner: **Ankeeta Shah**Filed: **June 5, 2000**Group Art Unit: **3628**Telephone: **571 - 272 - 7111**

**Title: BUILDING CONSTRUCTION BID AND
CONTRACT MANAGEMENT SYSTEM,
INTERNET-BASED METHOD AND
COMPUTER PROGRAMS THEREFOR**

This Response Filed by Fax

On: **May 2, 2005**Fax: **703-872-9306**

Certification under 37 CFR 1.8 (a)(1)(i)(B) and 1.6 (d)		
Facsimile Date: <u>May 2, 2005</u>	Facsimile No: <u>703-872-9306</u>	Total Pages: <u>24</u>
I hereby certify that the correspondence attached hereto is being transmitted under 37 CFR 1.6 (d), on the above stated date to the U.S. Patent and Trademark Office sent to the above facsimile number.		
Name: <u>Betty Oppenheimer</u>	Signature: 	

**RESPONSE TO THIRD OFFICE ACTION
REQUEST FOR TELEPHONE INTERVIEW
REQUEST FOR 1-MONTH EXTENSION OF TIME**

Assistant Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

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Sir:

Introduction:

Applicant herewith files this Response to the outstanding Third, non-final Office Action, currently due on May 3, 2005, pursuant to an Extension of Time of 1 month, requested herewith. The fee for the 1-month extension, \$60 (applicant is a small entity), is hereby authorized to be charged to the Deposit Account 04-1699 of undersigned counsel of record for Applicant. In the event this/her amount is in error, please charge the correct amount to that Deposit Account 04-1699. Please reference the Attorney Docket # 24623-001US in connection with any transaction in order to facilitate our record keeping.

Petition to Make Case Special -- Applicant's Age

Applicant on August 9, 2004 requested that this case be made special on the ground that

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Response to 3rd OA - Final
03-02-05 24623-001US

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Applicant is 78 years of age. His signed statement was attached in support of the Petition. There was no acknowledgement of the Petition in the Office Action of January 3, 2005.

The Office is requested to make the case Special, and the courtesy of confirmation of its Special status is requested.

Request for Telephone Interview

Applicant respectfully requests the courtesy of a telephone interview between Applicant's undersigned counsel and the Examiner upon the Examiner reaching this case and doing a preliminary review of this Response. The Examiner is requested to contact counsel at 360 – 681 – 7305 to arrange a time convenient to discuss the issues presented by this Response or resolve any remaining open issues.

The Examiner is respectfully requested to follow the PTO MPEP 2106 Guidelines, which state:

"Office personnel should indicate how rejections may be overcome and how problems may be resolved. A failure to follow this approach can lead to unnecessary delays in the prosecution of the application."

Further, the Guidelines repeatedly point out that:

"... every limitation in the claim must be considered. Office personnel may not dissect a claimed invention into discrete elements and then evaluate the elements in isolation. Instead, the claim as a whole must be considered. See, e.g., Diamond v Diehr, 450 US at 188 – 89, 209 USPQ at 9 (quoting from the case)."

End of Section 1, Introduction.